

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKET NO. 63539

Inventor: David A. Struyk

Serial No.: 10/003,518

Filed: October 30, 2001

Group Art Unit 2673

Priority Date: June 22, 2001

Provisional Application Serial No. 60/300,106

Title: REMOTE VIEWING SYSTEM INCORPORATING
RELATIVE DIRECTIONAL INDICATION

DECLARATION OF DAVID A. STRUYK IN SUPPORT OF
PETITION TO MAKE SPECIAL UNDER 37 CFR 1.102

TO THE COMMISSIONER OF PATENTS:

I David A. Struyk hereby declare and state as follows:

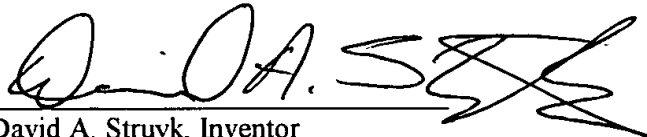
1. I am the inventor and Applicant in United States Patent Application Serial No. 10/003,518, entitled Remote Viewing System Incorporating Relative Directional Indication.
2. On or about January 4, 2002, I purchased in the open market, from a local sporting goods store, a remote viewing apparatus manufactured and marketed by Marcum Technologies, 6871 97th Street N.E., Monticello, Minnesota 55362 (hereinafter "Marcum"). I have carefully analyzed the construction of this remote viewing apparatus and have determined that it incorporates a relative directional indicator which is constructed and functions in a manner as covered under the claims set forth in my above patent application. This remote viewing apparatus is shown in the advertisement attached as Exhibit A to the instant Petition to Make Special. As shown in Exhibit A, the remote viewing apparatus advertises a directional viewing display which incorporates direction sensors showing which way the camera is pointing regardless of the monitor position.
3. My attorney and I have conducted a rigid comparison of Marcum's remote viewing apparatus with each

of the claims of my above patent application, and I have concluded therefrom that, in my opinion, at least some of the claims contained in my patent application are unquestionably infringed.

4. I have also conducted a careful and thorough search of the prior art through an outside searching service (NERAC), the relevant patents from which, among others, are disclosed in the accompanying Petition to Make Special. Copies of each of the pertinent references uncovered in my search are also provided herewith. None of the patents uncovered either alone, or in combination, are believed to anticipate the claims of my instant patent application.

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of this application or any patent issued thereon, declares that all statements made of his own knowledge are true; and that all statements made on information and belief are believed to be true.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "D.A. Struyk", with a stylized flourish at the end.

David A. Struyk, Inventor
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Excelsior, Minnesota 55331

DAS:wls
Enclosures